

Amendment 110

To the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System

This Amendment 110 to the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System is entered into this 3rd day of May, 2011, by and between ERG Transit Systems (USA) Inc, a California corporation and wholly owned subsidiary of ERG Limited, an Australian corporation, (hereinafter referred to as the "Contractor") and each of the following seven public transportation agencies (hereinafter referred to individually as an "Agency" or collectively as the "Agencies"):

1. Central Puget Sound Regional Transit Authority ("Sound Transit")
2. King County ("King County")
3. Kitsap County Public Transportation Benefit Area ("Kitsap Transit")
4. Pierce County Public Transportation Benefit Area ("Pierce Transit")
5. Snohomish County Public Transportation Benefit Area ("Community Transit")
6. City of Everett ("Everett")
7. State of Washington, acting through the Washington State Department of Transportation, Washington State Ferries Division ("WSF")

Recitals

- A. Effective April 29, 2003, each of the Agencies and the Contractor entered into Contract #229944 ("Contract") to implement a Regional Fare Coordination System ("RFC System") to establish a common fare system utilizing smart card technology. The Contractor is responsible for the development, implementation, operation and maintenance of the RFC System as specified in the Contract.
- B. The Agencies and the Contractor desire to amend Section VI of Exhibit 9, Price Schedule Special Programs, to compensate ERG for the work necessary to modify the static text and PDF's on the Cardholder (CHW) and Business Account (BAW) Websites in excess of the standard monthly "no cost" hours allotment for the months of September and December 2010. This work is performed per Change Order 42, CR-002557 *CCH and BAW Static Text 2010-09-20* and CR-002607 *CHW-BAW Text and PDF's 2010-12-02*. *ea v2.0 cil ea v3.0 cil*
- C. The parties agree that the work necessary to modify the CHW and BAW static text and PDF's will be performed and compensated as described below.

Section 1.0 Description of Work

- 1.1 The Contractor will perform the analysis, development, testing, integration and engineering management work necessary to modify the CHW and BAW as directed by the Agencies.
- 1.2 For the month of September 2010, the Contractor will perform work to modify the text of certain pages and add three new links per CR-002557
- 1.3. For the month of December 2010, the Contractor will perform work to modify the text of certain pages, post four new PDF's and add one new static page per CR-002607.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Contract as follows:

Section 2.0 Compensation Changes

Section VI (Implementation) of Exhibit 9, Price Schedule, is hereby amended to read as follows:

VI. IMPLEMENTATION

SPECIAL PROGRAMS

LUMP SUM COST

Amendment No. 110

<p>To perform the work, in excess of the standard monthly allotment, to modify the CHW and BAW:</p> <ul style="list-style-type: none">• CR-002557 September 2010 5 hours @ \$92 = \$460 (PM waived per Amendment 94)• CR-002607 December 2010 4 hours @ \$92 = \$405 (includes 10% PM Mark-up) <p>TOTAL</p>	
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Section 3.0 Other Terms and Conditions

All other provisions of the Contract not referenced in this Amendment One Hundred and Ten shall remain in effect.

IN WITNESS WHEREOF, authorized representative of the Agencies and the Contractor have signed their names in the spaces provided below.

ERG Transit Systems (USA) Inc.

The Agencies

By: _____

Its: _____

Date: _____

By: _____

Their: _____

On behalf of the Agencies

Date: _____

Candace Carlson
ORCA Operations Manager
May 3, 2011

Signed by ERG Transit Systems (USA) Inc by its attorney Elaine Aulgur pursuant to Power of Attorney dated 18 June 2010:


Elaine Aulgur

25-Apr-11
Date

In the presence of:


Witness Signature

25-APR-11
Date

Witness name: _____

PATTY HAZARD